



Reprinted  
February 5, 2002

---

## SENATE BILL No. 33

---

DIGEST OF SB 33 (Updated February 4, 2002 3:03 PM - DI 71)

**Citations Affected:** IC 20-12; noncode.

**Synopsis:** Higher education matters. Makes various changes to the membership and responsibilities of the commission for higher education. Makes various changes concerning the administration and funding of the community college of Indiana.

**Effective:** July 1, 2002.

---

---

**Meeks R, Simpson, Server**

---

---

November 20, 2001, read first time and referred to Committee on Rules and Legislative Procedure.

January 24, 2002, amended; reassigned to Committee on Education.

January 31, 2002, reported favorably — Do Pass.

February 4, 2002, read second time, amended, ordered engrossed.

---

---

C  
o  
p  
y

SB 33—LS 6221/DI 13+



Reprinted  
February 5, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## SENATE BILL No. 33

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

1           SECTION 1. IC 20-12-0.5-5, AS AMENDED BY P.L.136-1999,  
2           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3           JULY 1, 2002]: Sec. 5. (a) The commission shall consist of **eighteen**  
4           **(18) members as follows:**

5               (1) Fourteen (14) members, citizens of Indiana, appointed by the  
6               governor.

7               **(2) Two (2) members of the senate, not more than one (1) of**  
8               **whom is a member of the same political party, appointed by**  
9               **the president pro tempore of the senate.**

10              **(3) Two (2) members of the house of representatives, not more**  
11              **than one (1) of whom is a member of the same political party,**  
12              **appointed by the speaker of the house of representatives.**

13              (b) Each congressional district shall be represented by at least one  
14              (1) member who resides in the congressional district. In addition, one  
15              (1) member must be a student and one (1) member must be a full-time  
16              faculty member of a higher education institution (as defined in  
17              IC 20-12-5.5-1) who shall be appointed by the governor under the

SB 33—LS 6221/DI 13+



C  
o  
p  
y

procedures set forth in this section.

(c) Except for the one (1) full-time faculty member and the one (1) student member appointed under subsection (b), no member while serving a term may be an employee of or serve on the governing board of any state or private college or university in Indiana.

(d) The governor shall appoint the student member and the full-time faculty member of the commission from a list for each appointment that:

(1) contains at least three (3) names but not more than five (5) names; and

(2) is submitted by a nominating committee established under subsection (e).

(e) The chairman of the commission shall appoint ten (10) members of the nominating committee as follows:

(1) Five (5) students from state educational institutions, with not more than one (1) student from any one (1) state educational institution.

(2) Five (5) full-time faculty members from state educational institutions, with not more than one (1) full-time faculty member from any one (1) educational institution.

**(f) The members of the general assembly who serve on the commission are nonvoting members.**

SECTION 2. IC 20-12-75-6, AS ADDED BY P.L.273-1999, SECTION 203, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 6. (a) Vincennes University shall offer (†) associate of arts and associate of science degrees, which consist of courses that are in the liberal arts, and which are designed and articulated explicitly to prepare students for junior-level standing in baccalaureate degree programs at four (4) year institutions. ~~and~~

~~(2) general education courses including calculus and 200-level mathematics courses; except those general education courses to be taught by Ivy Tech State College under section 7(2) of this chapter.~~

**(b) Vincennes University may offer any courses in the community college system, unless an agreement is made with Ivy Tech State College as to limitations on the offering of courses by either institution.**

SECTION 3. IC 20-12-75-7, AS ADDED BY P.L.273-1999, SECTION 203, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 7. (a) Ivy Tech State College shall offer:

(1) associate of science and associate of applied science degrees,



copy

1 which are designed to prepare individuals for the job market and  
2 which may also transfer, one year technical certificates, and short  
3 term certificates,

4 (2) anatomy and physiology, computer literacy, and 100-level  
5 mathematics courses; and

6 (3) all remedial education.

7 **(b) Ivy Tech State College may offer any courses in the**  
8 **community college system, unless an agreement is made with**  
9 **Vincennes University as to limitations on the offering of courses by**  
10 **either institution.**

11 SECTION 4. [EFFECTIVE JULY 1, 2002] (a) The provisions of  
12 this SECTION apply notwithstanding P.L.291-2001.

13 (b) The trustees of Vincennes University and Ivy Tech State  
14 College, and their respective institutions, are no longer subject to  
15 the requirement that they not increase the total Indiana resident  
16 student tuition fees and academic facilities fees in exchange for  
17 certain appropriations under P.L.291-2001, SECTION 5. The  
18 requirement to freeze tuition and fees as a condition of receiving  
19 their respective total operating expense appropriation for the fiscal  
20 year beginning July 1, 2002, is void.

21 (c) Funds appropriated for the start-up of the community  
22 college of Indiana under P.L.291-2001 may not be allotted to or  
23 expended by Vincennes University, Ivy Tech State College, or the  
24 commission for higher education unless the allotment and  
25 expenditure of funds is approved by the budget agency after review  
26 by the budget committee.

27 (d) This SECTION expires July 1, 2003.

C  
o  
p  
y



## SENATE MOTION

Mr. President: I move that Senator Garton be removed as author of Senate Bill 33, that Senator Meeks R be substituted therefor, and that Senator Simpson be added as second author.

GARTON

C  
o  
p  
y



## COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 33, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Education.

(Reference is to SB 33 as introduced.)

GARTON, Chairperson

C  
o  
p  
y



SENATE MOTION

Mr. President: I move that Senator Server be added as coauthor of Senate Bill 33.

MEEKS R

C  
o  
p  
y



## COMMITTEE REPORT

Mr. President: The Senate Committee on Education, to which was referred Senate Bill No. 33, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 33 as printed January 25, 2002.)

LUBBERS, Chairperson

Committee Vote: Yeas 5, Nays 4.

C  
o  
p  
y

SB 33—LS 6221/DI 13+





## SENATE MOTION

Mr. President: I move that Senate Bill 33 be amended to read as follows:

Page 1, delete lines 1 through 12.

Page 2, delete lines 2 through 3, begin a new line block indented and insert:

**"(2) Two (2) members of the senate, not more than one (1) of whom is a member of the same political party, appointed by the president pro tempore of the senate.**

**(3) Two (2) members of the house of representatives, not more than one (1) of whom is a member of the same political party, appointed by the speaker of the house of representatives."**

Page 2, delete lines 31 through 42.

Delete pages 3 through 5.

Page 6, delete lines 1 through 33.

Page 6, line 36, after "6." insert "(a)".

Page 6, line 36, after "offer" delete ":".

Page 6, line 37, strike "(1)".

Page 6, run in lines 36 through 37.

Page 6, line 41, delete ";" and insert ".".

Page 6, line 41, strike "and".

Page 6, run in lines 36 through 41.

Page 6, line 42, strike "(2) general education courses".

Page 7, line 1, delete "that will supplement".

Page 7, line 1, strike "those general".

Page 7, strike line 2.

Page 7, line 3, strike "section".

Page 7, line 3, delete "(7)(4)".

Page 7, line 3, strike "of this chapter".

Page 7, between lines 3 and 4, begin a new paragraph and insert:

**"(b) Vincennes University may offer any courses in the community college system, unless an agreement is made with Ivy Tech State College as to limitations on the offering of courses by either institution."**

Page 7, line 6, after "7." insert "(a)".

Page 7, line 10, delete "including an associate of science".

Page 7, delete line 11.

Page 7, line 12, delete "(2)".

Page 7, line 12, delete ";" and insert ",".

Page 7, line 12, reset in roman "and".

Page 7, line 13, delete "(3)".

Page 7, line 13, delete ";" and insert ",".

SB 33—LS 6221/DI 13+



C  
o  
p  
y

Page 7, run in lines 10 through 13.

Page 7, reset in roman lines 14 through 15.

Page 7, line 16, reset in roman "(3) all".

Page 7, line 16, delete "(4) the same general education courses that were".

Page 7, delete lines 17 through 18.

Page 7, line 19, delete "(5) all".

Page 7, line 19, delete "courses." and insert ".".

Page 7, run in lines 16 through 19.

Page 7, between lines 19 and 20, begin a new paragraph and insert:

**"(b) Ivy Tech State College may offer any courses in the community college system, unless an agreement is made with Vincennes University as to limitations on the offering of courses by either institution."**

Page 7, delete lines 20 through 42.

Page 8, delete lines 1 through 16.

Renumber all SECTIONS consecutively.

(Reference is to SB 33 as printed February 1, 2002.)

SIMPSON

C  
o  
p  
y

